



APPLICATION FOR PERMIT TO APPROPRIATE PUBLIC WATERS OF THE STATE OF ☐ SURFACE WATER GROUND WATER DEPARTMENT OF ECOLOGY CENTRAL REGION OFFICE \$10.00 MINIMUM STATUTORY EXAMINATION FEE REQUIRED WITH APPLICATION Check#2551 # 110 (GRAY BOXES FOR OFFICE USE ONLY) COUNT PRIORITY DATE ACCEPTED W.R.I.A 37 6/20/94 Bus. Tel. 509-973-2394

APPLICATION NO 432041 APPLICANT'S NAME - PLEASE PRINT same Home Tel. JOSEPH J. CHOTT Other Tel. 509-945-1703 ADDRESS (STREET) (STATE) (ZIP CODE) (CITY) RT. 2 BOX 2394 PROSSER WASHINGTON 99350-9612 DATE & PLACE OF INCORPORATION IF APPLICANT IS A CORPORATION SOURCE OF SUPPLY IF SURFACE WATER IF GROUND WATER SOURCE (NAME OF STREAM, LAKE, SPRING, ETC.) (IF UNNAMED, SO STATE) SOURCE (WELL, TUNNEL, INFILTRATION TRENCH, ETC. WELL TRIBUTARY SIZE AND DEPTH UNKNOWN USE USE TO WHICH WATER IS TO BE APPLIED (DOMESTIC SUPPLY, IRRIGATION, MINING, MANUFACTURING, ETC.) TRRIGATION ENTER QUANTITY OF WATER REQUESTED USING UNITS OF: CUBIC FEET PER SECOND (CFS) OR GALLONS PER MINUTE (GPM) ACRE FEET PER YEAR MAXIMUM ALLOWABLE TIMES DURING YEAR WATER WILL BE REQUIRED MARCH 1 - OCTOBER 31 IF MUNICIPAL USE, ESTIMATED POPULATION 20 YEARS FROM TODAY IF IRRIGATION, NUMBER OF ACRES IF DOMESTIC USE, NUMBER OF UNITS BY TYPE, E.G. 1-HOME, i-MOBILE HOME, 2-CAMPSITES, ETC. 90

DATE PROJECT WAS OR WILL BE STARTED DATE PROJECT WAS OR WILL BE COMPLETED AS SOON AS POSSIBLE THE SOONER THE BETTER LOCATION OF POINT OF DIVERSION/WITHDRAWAL 3

IF IN PLATTED PROPERTY 3A.

LOT BLOCK OF (GIVE NAME OF PLAT OR ADDITION) SECTION TOWN RANGE

ALSO, PLEASE ENCLOSE A COPY OF THE PLAT AND MARK THE POINT(S) OF WITHDRAWAL OR DIVERSION

3B. IF NOT IN PLATTED PROPERTY ON ACCOMPANYING SECTION MAPS, ACCURATELY MARK AND IDENTIFY EACH POINT OF DIVERSION, SHOW NORTH-SOUTH AND EAST-WEST DISTANCES FROM NEAREST SECTION CORNER OR PROPERTY CORNER

UNKNOWN

ALSO, ENTER BELOW THE DISTANCES FROM THE NEAREST SECTION OR PROPERTY CORNER TO THE DIVERSION OR WITHDRAWAL.

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) SECTION TOWNSHIP N. RANGE (E. OR W.) W.M. COUNTY SOUTHEAST QUARTER & SW QUARTER 25 E.W.M. 13 BENTON 9N

DO YOU OWN THE LAND ON WHICH THIS SOURCE IS LOCATED. IF NOT, INSERT NAME & ADDRESS OF OWNER

LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED ATTACH A COPY OF THE LEGAL DESCRIPTION OF THE PROPERTY (ON WHICH THE WATER WILL BE USED) TAKEN FROM A REAL ESTATE CONTRACT, PROPERTY DEED OR TITLE INSURANCE POLICY, OR, COPY CAREFULLY IN THE SPACE BELOW

LEGAL DESCRIPTION ATTACHED

WHATIS YOUR INTEREST IN THE PROPERTY ON WHICH THE WATER IS TO BE USED (PROPERTY OWNER. PROPERTY OWNER) ARE THERE ARM EXISTING WATER RIGHTS RELATED TO THE LAND ON WHICH THE WATER IS TO BE USED (INCLUDING WATER OF PROVIDED BY PRAIGATION DISTRICTS OR DITCH COMPANIES) ARE THERE ARM EXISTING WATER RIGHTS RELATED TO THE LAND ON WHICH THE WATER IS TO BE USED (INCLUDING WATER OF PROVIDED BY PRAIGATION DISTRICTS OR DITCH COMPANIES) BENTON IRRIGATION DISTRICT - BUREAU OF RECLAMATION BENTON IRRIGATION DISTRICT - BUREAU OF RECLAMATION BENTON IRRIGATION DISTRICT - BUREAU OF RECLAMATION DESCRIPTION OF SYSTEM PROPOSED OR INSTALLED FOR EXAMPLE: SIZE OF PUMP, CAPACITY OF PUMP, PUMP MOTOR HORSE POWER, PIPP DIAMETER, NUMBER OF SPRINKLERS, ETC. Since I haven't determined a point of diversion I don't know the pump size or capacity at this time. I propose pumping the well water into my Roza box for use in my existing under—tree sprinkler system. It has an eight inch mainline and 2½ laterals decreasing in size to 3/4". The low pressure, under—tree sprinklers operate on a gravity flow system. The system irrigates approximately 82½ acres of apples and 7½ acres of cherries. REMARKS I have determined that there are no existing wells in my vicinity that could be used eliminating that option. Broetje Orchards to the north is presently drilling a second well, Whitney Farms and Valley Rose also to the north don't have wells, and Wanous COMPLETE THIS SECTION ONLY IF THIS to the east and Haggerty to the west don't APPLICATION INCLUDES IRRIGATION AS A USE either. There is a canadiant of the county roads to the south of my orchard. IN ORDER TO IMPLEMENT THE PROVISIONS OF INITIATIVE MEASURE NUMBER 59, THE FAMILY FARM WATER ACT WHICH WAS PASSED BY THE VOTERS ON NOVEMBER 1977, WE MUST STORY WHICH WAS PASSED BY THE VOTERS ON NOVEMBER 1977, WE MUST STORY WHICH WAS PASSED BY THE VOTERS ON NOVEMBER 1977. 2 LANDS THAT MAY BE IRRIGATED UNDER WATER RIGHTS ACQUIRED AFTER DECEMBER 8, 1977. 2 LANDS THAT MAY BE IRRIGATED UNDER THIS APPLICATION.
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IF 10 ACRE-FEET OR MORE OF WATER IS TO BE STORED AND/OR IF THE WATER DEPTH WILL BE 10 FEET OR MORE AT THE DEEPEST POINT, A STORAGE PERMIT MUST BE FILED IN ADDITION TO THIS PERMIT. THESE FORMS CAN BE SECURED,
TOGETHER WITH INSTRUCTIONS, FROM THE DEPARTMENT OF ECOLOGY. SIGNATURES
prefit APPLICANT'S SIGNATURE
JOSEPH J. CHOTT
LEGAL LANDOWNERS NAME (PLEASE PRINT) LEGAL LANDOWNER'S SIGNATURE (OWNER OF PROPERTY DESCRIBED IN ITEM NUMBER 5)
RT. 2 BOX 2394, Prosser, WA 99350
FOR OFFICE USE ONLY
STATE OF WASHINGTON ss.
DEPARATMENT OF ECOLOGY
This is to certify that I have examined this application together with the accompanying maps and data,
and am returning it for correction or completion as follows:
In order to retain its priority date, this application must be returned to the Department of Ecology, with
corrections, on or before, 19, 19
Witness my hand thisday of, 19, 19
ECY 040-1-14 Department of Ecology

Addendum To 1994 Drought Emergency Request Applications

The hydrological characteristics of the aquifer systems in the Yakima River Basin are currently under investigation or are being monitored for possible water level declines. In order to protect existing rights, the Department of Ecology may determine that no further water is available for new appropriations in several aquifers. It is, therefore, the opinion of the Department that the amount of ground water storage in this area may not be adequate to sustain full irrigation of the presently developed lands on a continuing basis.

In 1993, the Department issued a number of ground water permits in the Yakima Basin for supplemental irrigation. The Yakama Indian Nation has appealed the decisions claiming the ground water being withdrawn will ultimately decrease the flows of the Yakima River and further harm the already depressed anadromous fish stocks in that river. None of the hearings thus far have dealt with the merits of the case. The results of this litigation will not be known for some time.

Under these circumstances, it is in the state's interest that the Department of Ecology act with caution when implementing drought relief activities in accordance with the provisions of RCW 43.83B, WAC 173-166, and the 1994 Order of Drought Declaration for the Yakima River Basin. The Department will, therefore, be reluctant to authorize construction of drought emergency wells that may not later be granted regular permits after the 1994 drought season has terminated or that may even be required to be decommissioned as a result of on-going litigation. In order to minimize large monetary investments that yield very little return, all applicants will be required to investigate the use of existing wells or obtain authorization to use existing water rights as an alternative to drilling a new well. Applicants will be required to provide a summary of the alternate sources of emergency water available to them before a drought emergency application will be considered complete and ready for action by the Department. Only where the use of existing wells is not an option, emergency drought authorizations to construct new wells may be granted under the condition that there is absolutely no guarantee or implication that a regular permit will be issued for further use of the well after the 1994 declared drought emergency.

The Department will, therefore, deny any drought emergency requests where data indicate the ground water aquifer is already in a stressed condition. Further, any water granted will only be for the quantity necessary to keep the crop alive and not to fully supplement the supply required to obtain maximum crop yield and quality. It is also possible that the pump may be required to be removed and the well capped at the owners expense following the termination of the 1994 declared drought. All water use under an emergency permit will be metered and the use reported to the department. No authorizations for primary irrigation or heat control will be granted under drought emergency authorizations.

I have read the conditions listed above under which 1994 emergency drought requests will be evaluated and any authorizations granted. I fully understand these conditions and am willing to accept them as part of my request for a drought emergency authorization for the 1994 irrigation season. Under the conditions described above, I am requesting an Emergency Drought Permit be issued for the application submitted with this Addendum and I will assume all risks associated with development if an authorization is granted to me.

Signature J. J. Chotty June 18, 1994

Application No. if this request applies to an existing application:

CENTRAL REGION OFFICE